

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : To Be Assigned  
Applicant : MARC G. ACHEM ET AL.  
Filed : November 12, 2003

Docket No. : 029065.42983C1  
Customer No. : 23911

Title : VASCULAR ENDOTHELIAL GROWTH FACTOR-D

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §§ 1.97 and 1.98**

Sir:

In accordance with the duty of disclosure under 37 C.F.R §1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached Form PTO-1449 and Form PTO-892 and which the Examiner may deem relevant to patentability of the claims of the above-identified application.

These prior art documents were also submitted in an Information Disclosure Statement filed on August 27, 1998 and a Supplemental Information Disclosure Statement filed on October 30, 1998 in the grandparent application Serial No. 08/915,795.

The present Information Disclosure Statement is being filed (1) no later than three months from the application's filing date or (2) before the mailing date of the first Office Action on the merits (whichever is later), and therefore no certification under 37 C.F.R. §1.97(e) or fee under 37 C.F.R. §1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Respectfully submitted,

November 12, 2003

  
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JDE:KL:tlm (029065.42983C1)

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<b><i>Notice of References Cited</i></b>			Application No. <b>09/296,275</b>	Applicant(s) <b>Achen et al.</b>			
			Examiner <b>Christine Saoud</b>	Group Art Unit <b>1647</b>	Page 1 of 1		
<b>U.S. PATENT DOCUMENTS</b>							
*		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	
X	A	<b>5,194,596</b>	<b>3/16/93</b>	<b>Tischer et al.</b>	---	---	
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<b>FOREIGN PATENT DOCUMENTS</b>							
*		DOCUMENT NO.	DATE	COUNTRY	NAME	CLASS	SUBCLASS
	N						
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<b>NON-PATENT DOCUMENTS</b>							
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\* A copy of this reference is not being furnished with this Office action.  
(See Manual of Patent Examining Procedure, Section 707.05(a).)

FORM PTO-1449 U.S. Department of Commerce Patent & Trademark Office		Attorney Docket No. 1064/42983D2	Serial No. TBA
INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)			
Applicant: Marc G. ACHEN, et al.			
Filing Date Herewith		Group	

U.S. PATENT DOCUMENTS							
Examiner Initial		Document Number	Date	Name	Class	Sub-Class	Filing Date (if appropriate)
	AA	5,194,596	03/1993	Tischer, et al.			
	AB						
	AC						
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FOREIGN PATENT DOCUMENTS							
Examiner Initial		Document Number	Date	Name	Class	Sub-Class	TRANSLATION
	AK	95/24473	09/1995	WO			Yes
	AL	96/26736	09/1996	WO			No
	AM	97/12972	04/1997	WO			
	AN	98/02543	01/1998	WO			
	AO	98/07832	02/1998	WO			
	AP	96/27007	09/1996	WO			
	AQ	96/39421	12/1996	WO			
	AR	98/24811	06/1998	WO			
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)							
	AS	TISCHER, et al., Biochem. And Biophys. Research Communication, 163 (3) : 1198-1206, 1989					
	AT	ORLANDINI, et al., Proc. Natl. Acad. Of Science, USA 93:11675-11680, 1996					
	AU	HILLIER, et al., GenBank Accession No. H24828, 1995					
EXAMINER				DATE CONSIDERED			
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.							

<b>Form PTO-1449</b>  <b>INFORMATION DISCLOSURE STATEMENT</b> <i>(Use several sheets if necessary)</i>	U.S. Department of Commerce Patent & Trademark Office	Atty. Docket No. 1064/42983	Serial No. 08/915,795
	Applicant Marc G. ACHEN et al.		
	Filing Date August 21, 1997	Group 1646	

## U. S. PATENT DOCUMENTS.

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## FOREIGN PATENT DOCUMENTS

		Document	Date	Country	Class	Sub-class	Translation Yes   No
	AK	WO 95/24473	09/14/95				
	AL	WO 96/26736	09/06/96				
	AM	WO 97/12972	04/10/97				
	AN	WO 98/02543	01/21/98				
	AO	WO 98/07832	02/26/98				
	AP	WO 96/27007	09/06/96				
	AQ	WO 96/39421	12/12/96				

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	AR	Tischer et al, Biochem. and Biophys. Rsch. Comm. 165(3):1198-1206 (1989)
	AS	Orlandini et al, Proc. Natl. Acad. Sci. USA 93:11675-11680 (1996)
	AT	Hillier et al, GenBank Accession No. H24828 (1995)

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<b>Notice of References Cited</b>			Application No.	Applicant(s)			
			08/915,795	Achen et al.			
			Examiner SAOUD	Group Art Unit 1646	Page <u>1</u> of <u>1</u>		
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